EXHIBIT 29

BOIES, SCHILLER & FLEXNER LLP
RICHARD J. POCKER
300 South Fourth Street, Suite 800
Las Vegas, NV 89101
Telephone: (702) 382-7300
Facsimile: (702) 382-2755
rpocker@bsfllp.com

BOIES, SCHILLER & FLEXNER LLP
STEVEN C. HOLTZMAN *(pro hac vice)*
FRED NORTON *(pro hac vice)*
KIERAN P. RINGGENBERG *(pro hac vice)*
1999 Harrison Street, Suite 900
Oakland, CA 94612
Telephone: (510) 874-1000
Facsimile: (510) 874-1460
sholtzman@bsfllp.com
fnorton@bsfllp.com
kringgenberg@bsfllp.com

Attorneys for Plaintiffs Oracle USA, Inc.,
Oracle America, Inc., and Oracle International
Corp.

BINGHAM MCCUTCHEN LLP
GEOFFREY M. HOWARD *(pro hac vice)*
THOMAS S. HIXSON *(pro hac vice)*
KRISTEN A. PALUMBO *(pro hac vice)*
Three Embarcadero Center
San Francisco, CA 94111-4067
Telephone: 415.393.2000
Facsimile: 415.393.2286
geoff.howard@bingham.com
thomas.hixson@bingham.com
kristen.palumbo@bingham.com

ORACLE CORPORATION
DORIAN DALEY *(pro hac vice)*
DEBORAH K. MILLER *(pro hac vice)*
JAMES C. MAROULIS *(pro hac vice)*
500 Oracle Parkway
M/S 5op7
Redwood City, CA 94070
Telephone: 650.506.4846
Facsimile: 650.506.7114
dorian.daley@oracle.com
deborah.miller@oracle.com
jim.maroulis@oracle.com

UNITED STATES DISTRICT COURT

DISTRICT OF NEVADA

ORACLE USA, INC., a Colorado corporation; ORACLE AMERICA, INC. a Delaware corporation; and ORACLE INTERNATIONAL CORPORATION, a California corporation,
 	
              Plaintiffs,
 	
       v.
 	
RIMINI STREET, INC., a Nevada corporation; SETH RAVIN, an individual,
 	
              Defendants.
	Case No. 2:10-cv-0106-LRH-PAL
	
	ORACLE'S RESPONSE TO DEFENDANT RIMINI STREET INC.'S FIFTH SET OF INTERROGATORIES TO PLAINTIFFS (NO. 17-40)
	
	CONTAINS CONFIDENTIAL AND HIGHLY CONFIDENTIAL ATTORNEYS' EYES ONLY INFORMATION DESIGNATED PURSUANT TO PROTECTIVE ORDER

1 behalf.

2 13. Oracle objects to Definition I (defining the term "identify" for a natural person) as

3 unduly burdensome and inappropriate, as the employees listed below may only be contacted

4 through counsel. For a natural person, Oracle will identify him or her by stating his or her name.

5 All such persons identified in these interrogatory responses are Oracle personnel.

6 14. Oracle objects to Definitions J through M defining the term "identify" in other

7 contexts) as unduly burdensome and overbroad and further objects that these definitions purport

8 to impose obligations on Oracle that exceed those imposed by the Federal Rules of Civil

9 Procedure or the Local Rules for the United States District Court for the District of Nevada.

10 15. Oracle objects to Definition N defining the term "describe" as unduly burdensome

11 and overbroad.

12 16. Oracle objects to Definition O (defining the phrases "state the basis" and "state

13 the bases") as unduly burdensome and overbroad and further objects that the definition purports

14 to impose obligations on Oracle that exceed those imposed by the Federal Rules of Civil

15 Procedure or the Local Rules for the United States District Court for the District of Nevada.

16 17. Oracle's responses are not intended to and shall not constitute an admission that

17 any of the predicate facts stated in any of the Interrogatories are true or accurate.

18 18. These General Objections are incorporated into each of the following responses

19 and shall be deemed continuing as to each response. These General Objections are not waived, or

20 in any way limited, by the following responses.

21 **RESPONSES TO INTERROGATORIES**

22 **INTERROGATORY NO. 17:**

23 State the full factual basis for Your First Claim for Relief-Copyright Infringement,

24 specifying each copyright that Oracle contends that it owns, each instance of actual copying by

25 Rimini Street, and each improper appropriation of the work by Rimini Street on which Oracle

26 intends to rely at trial to support this claim.

27 **RESPONSE TO INTERROGATORY NO. 17:**

28 In addition to its General Objections, which Oracle incorporates here by reference, Oracle

1 objects that its investigation into the circumstances of Rimini Street's copyright infringement is

2 ongoing. Oracle reserves the right to amend and supplement this Response after further

3 investigation. Oracle objects to the extent that this Interrogatory calls for information that is

4 properly the subject of expert testimony, which shall be provided at the appropriate time. Oracle

5 objects that Rimini Street's production of relevant materials, including but not limited to network

6 shares, environments, backups and forensic images containing copies of Oracle's copyrighted

7 software and support materials has not been completed, thereby limiting Oracle's ability to

8 respond. Oracle objects that supplemental responses by Rimini Street to Oracle's Interrogatories

9 20-25 are necessary for Oracle to respond in full to this interrogatory. Oracle objects that Rimini

10 Street has deleted numerous copies of Oracle's copyrighted software and support materials,

11 constraining Oracle's ability to respond. Oracle objects that this Interrogatory seeks to require

12 Oracle to create a compilation, abstract, or summary from documents that Oracle has produced

13 or will produce to Defendants, or from documents that Defendants have produced or will

14 produce. Oracle also objects to this Interrogatory as compound and unduly burdensome in that it

15 demands a response to at least two separate inquiries for each of the 100 copyright registrations

16 asserted in Oracle's Second Amended Complaint and for any other copyrights infringed by

17 Defendants as to which Oracle holds an exclusive right. Oracle objects to this Interrogatory on

18 the grounds that it calls for information that is already in Rimini Street's possession, or is as

19 easily or more easily accessible to Rimini Street than to Oracle. Oracle objects to the extent that

20 this interrogatory seeks information protected by the attorney-client, work product privileges, or

21 any other applicable privilege, protection or immunity.

22   Oracle further objects to the use of the undefined terms "owns," "instance of actual

23 copying," and "improper appropriation." Accordingly, Oracle interprets "that Oracle contends

24 that it owns" for purposes of this Interrogatory to be the phrase "as to which Oracle contends that

25 it is the legal or beneficial owner of an exclusive right" within the meaning of 17 U.S.C.

26 § 502(b); and, Oracle interprets "instance of actual copying" and "improper appropriation" for

27 purposes of this Interrogatory as direct infringement of any exclusive right defined in 17 U.S.C.

28 § 106.

4

1   Subject to and without waiver of the General Objections and specific objections above,

2   Oracle responses as follows:

3   **Reproduction**

4   Oracle contends that Rimini Street has reproduced the following registered copyrights

5   asserted in the Second Amended Complaint as to which Oracle contends that it is the legal or

6   beneficial owner of an exclusive right, in their entirety and in substantial part:

Title of Work	Date of Registration	Registration Number
PeopleSoft Financials, Distribution & Manufacturing 7.5	December 15, 1998	TX 4-792-574
PeopleSoft HRMS 7.5	December 15, 1998	TX 4-792-575
PeopleSoft 7.0 financials, distribution & manufacturing 7.0	December 15, 1998	TX 4-792-576
PeopleSoft HRMS 7.0	December 15, 1998	TX 4-792-577
PeopleTools 7.5	November 20, 1998	TX 4-792-578
Oracle 8i Enterprise Edition, release 2 (8.1.6)	February 2, 2001	TX 5-222-106
PeopleTools 8.10	September 5, 2000	TX 5-266-221
PeopleSoft Financials and Supply Chain Management (FIN/SCM) 8.0	November 20, 2000	TX 5-291-439
PeopleSoft 8 Financials and Supply Chain Management PeopleBooks	November 28, 2000	TX 5-311-637
PeopleSoft 8 HRMS PeopleBooks	November 28, 2000	TX 5-311-638
PeopleSoft 8 EPM SP3	March 30, 2001	TX 5-345-698
PeopleSoft 8 Student Administration Solutions PeopleBooks	November 30, 2001	TX 5-431-290
PeopleSoft 8 Customer Relationship Management	September 27, 2001	TX 5-456-777
PeopleSoft 8 Customer Relationship Management PeopleBooks	September 27, 2001	TX 5-456-778
PeopleSoft 8 Financials and Supply Chain Management: Service Pack 2	September 27, 2001	TX 5-456-780
PeopleSoft 8 Promotions Management, Collaborative Supply Management, eRFQ, Supplier Connection, and Supply Chain Portal Pack PeopleBooks	September 27, 2001	TX 5-456-781
PeopleSoft 8.3 HRMS PeopleBooks	February 1, 2002	TX 5-469-031
PeopleSoft 8.3 HRMS	February 1, 2002	TX 5-469-032
PeopleSoft 8.3 Enterprise Performance Management	March 11, 2002	TX 5-485-839
PeopleSoft 8.3 Enterprise Performance Management PeopleBooks	March 11, 2002	TX 5-485-842
PeopleSoft 8.1 Customer Relationship Management	March 20, 2002	TX 5-493-450
PeopleSoft 8 HRMS SP1	March 26, 2001	TX 5-501-312
PeopleSoft 8 FIN/SCM SP1	March 26, 2001	TX 5-501-313
PeopleSoft 8.4 Customer Relationship	August 7, 2002	TX 5-586-236

5

Title of Work	Date of Registration	Registration Number
Management PeopleBooks		
PeopleSoft 8.4 Financials and Supply Chain Management PeopleBooks	August 5, 2002	TX 5-586-246
PeopleSoft 8.4 Financials and Supply Chain Management	August 5, 2002	TX 5-586-247
PeopleTools 8.4	August 5, 2002	TX 5-586-248
PeopleTools 8.4 PeopleBooks	August 5, 2002	TX 5-586-249
PeopleSoft 8 FIN/SCM SPI PeopleBooks	October 19, 2001	TX 5-595-355
Oracle 9i Database Enterprise: Edition Release 2	June 13, 2003	TX 5-673-282
PeopleSoft 8.1 Customer Relationship Management PeopleBooks	March 20, 2002	TX 5-733-209
PeopleSoft 8.8 Enterprise Performance Management	June 11, 2004	TX 5-993-616
PeopleSoft 8.8 Customer Relationship Management	June 11, 2004	TX 6-015-317
PeopleSoft 8.8 HRMS	June 11, 2004	TX 6-093-947
ESU for JDE EnterpriseOne 8.11 SP1	April 26, 2007	TX 6-541-027
Initial release of JDE EnterpriseOne 8.11	April 26, 2007	TX 6-541-028
Initial release of JDE World A7.3	April 26, 2007	TX 6-541-029
Initial release of JDE World A9.1	April 26, 2007	TX 6-541-030
Cumulative Update 16 for JDE World A7.3	April 26, 2007	TX 6-541-031
Cumulative Update 2 for JDE EnterpriseOne 8.10	April 26, 2007	TX 6-541-032
Initial release of JDE EnterpriseOne XE	April 26, 2007	TX 6-541-033
Cumulative Update 1 for JDE EnterpriseOne 8.0	April 26, 2007	TX 6-541-034
Initial release of JDE EnterpriseOne 8.10	April 26, 2007	TX 6-541-038
Cumulative Update 1 for JDE EnterpriseOne 8.11 SP1	April 26, 2007	TX 6-541-039
Initial release of JDE EnterpriseOne 8.11 SP1	April 26, 2007	TX 6-541-040
Initial release of JDE EnterpriseOne 8.12	April 26, 2007	TX 6-541-041
Cumulative Update 1 for JDE EnterpriseOne 8.12	April 26, 2007	TX 6-541-042
Code Change for JDE World A8.1	April 26, 2007	TX 6-541-044
ESU for JDE EnterpriseOne 8.12	April 26, 2007	TX 6-541-045
Initial release of JDE World A8.1	April 26, 2007	TX 6-541-047
Cumulative Update 8 for JDE EnterpriseOne Xe	April 26, 2007	TX 6-541-048
Initial release of JDE EnterpriseOne 8.9	April 26, 2007	TX 6-541-049
Initial release of JDE EnterpriseOne 8.0	April 26, 2007	TX 6-541-050
Cumulative Update 6 for JDE World A8.1	May 1, 2007	TX 6-545-421
Oracle Database 10g: Release 1	January 16, 2009	TX 6-938-648
Siebel 7.0.5 Initial Release and Documentation	June 29, 2009	TX 6-941-988
Siebel 6.3 Initial Release and Documentation	June 29, 2009	TX 6-941-989
Siebel 7.5.2 Initial Release and	June 29, 2009	TX 6-941-990

ORACLE'S RESPONSES TO RIMINI STREET'S FIFTH SET OF INTERROGATORIES (NO. 17-40)

A/74544539.4/2021039-0000337130

Title of Work	Date of Registration	Registration Number
Documentation Siebel 7.7.1 Initial Release and Documentation	June 29, 2009	TX 6-941-993
Siebel 7.8 Initial Release and Documentation	June 29, 2009	TX 6-941-995
Siebel 8.0 Initial Release and Documentation	June 29, 2009	TX 6-942-000
Siebel 8.1.1 Initial Release and Documentation	June 29, 2009	TX 6-942-001
Oracle Database 10g: Release 2	June 29, 2009	TX 6-942-003
Initial release of JDE EnterpriseOne 9.0	January 15, 2010	TX 7-041-256
Cumulative Update 1 for JDE EnterpriseOne 9.0	January 15, 2010	TX 7-041-267
Cumulative Update 3 for JDE EnterpriseOne 8.12	January 15, 2010	TX 7-041-278
Initial release of JDE World A9.2	January 15, 2010	TX 7-041-290
PeopleSoft Customer Relationship Management 9.1	February 10, 2010	TX 7-063-653
PeopleSoft Customer Relationship Management 8.8 SP1	February 10, 2010	TX 7-063-664
PeopleSoft Customer Relationship Management 8.9	February 10, 2010	TX 7-063-668
PeopleSoft Enterprise Performance Management 8.9	February 10, 2010	TX 7-063-672
PeopleSoft Enterprise Performance Management 9.0	February 10, 2010	TX 7-063-679
PeopleSoft Enterprise Performance Management 8.8 SP2	February 10, 2010	TX 7-063-683
PeopleSoft Financials and Supply Chain Management 8.8	February 10, 2010	TX 7-063-688
PeopleSoft Financials and Supply Chain Management 8.8 SP1	February 11, 2010	TX 7-065-319
PeopleSoft Financials and Supply Chain Management 8.9	February 11, 2010	TX 7-065-332
PeopleSoft Financials and Supply Chain Management 9.0	February 11, 2010	TX 7-065-354
PeopleSoft Financials and Supply Chain Management 9.1	February 11, 2010	TX 7-065-357
PeopleSoft Customer Relationship Management 9.0	February 10, 2010	TX 7-065-371
PeopleSoft HRMS 8.8 SP1	February 10, 2010	TX 7-065-376
PeopleSoft HRMS 8.9	February 10, 2010	TX 7-065-381
PeopleSoft HRMS 9.0	February 10, 2010	TX 7-065-386
PeopleSoft HRMS 9.1	February 10, 2010	TX 7-065-398
PeopleSoft Student Administration Solutions 8.0 SP1	February 24, 2010	TX 7-077-447
PeopleSoft Campus Solutions 8.9	February 24, 2010	TX 7-077-451
PeopleSoft Campus Solutions 9.0	February 24, 2010	TX 7-077-460
PeopleTools 8.42	March 8, 2010	TX 7-092-406
PeopleTools 8.44	March 8, 2010	TX 7-092-583

A/74544539.4/2021039-0000337130

Title of Work	Date of Registration	Registration Number
PeopleTools 8.43	March 8, 2010	TX 7-092-603
PeopleTools 8.45	March 8, 2010	TX 7-092-617
PeopleTools 8.50	March 8, 2010	TX 7-092-757
PeopleTools 8.46	March 8, 2010	TX 7-092-772
PeopleTools 8.47	March 8, 2010	TX 7-092-797
PeopleTools 8.48	March 8, 2010	TX 7-092-819
PeopleTools 8.49	March 8, 2010	TX 7-092-855
Oracle Database 11g Release 1	March 24, 2011	TX 7-324-157
Oracle Database 11g Release 2	March 24, 2011	TX 7-324-158
Database of Documentary Customer Support Materials for Siebel Software	July 1, 2009	Txu1-607-453
Database of Documentary Customer Support Materials for PeopleSoft Software	July 1, 2009	Txu1-607-454
Database of Documentary Customer Support Materials for J.D. Edwards Software	July 1, 2009	TXu1-607-455

Oracle's investigation as to Rimini Street's reproduction of other registered copyrights is ongoing. Oracle further contends that Rimini Street has reproduced additional copyrights as to which Oracle contends that it is the legal or beneficial owner of an exclusive right and that were not registered on the day that the Second Amended Complaint was filed.

Rimini Street has infringed Oracle's exclusive right to reproduction in these copyrighted works through actions including but not limited to downloading, duplicating electronic files located in one location on Rimini Street's computer systems onto another location on Rimini Street's computer systems, duplicating physical media (such as tape, CD or DVD), copying from physical media (such as tape, CD or DVD) to a location on Rimini Street's computer systems, creating backups, restoring backups, copying into RAM, copying into temporary file storage, installing, exporting from a database, importing into a database, transmitting via e-mail, and transmitting via instant message.

As well, Oracle expressly incorporates Oracle's Second Amended Response to Interrogatory No. 2 as if set forth in full here.

Creation of derivative works

Oracle contends that Rimini Street has created derivative works that incorporate in their

ORACLE'S RESPONSES TO RIMINI STREET'S FIFTH SET OF INTERROGATORIES (NO. 17-40)

A/74544539.4/2021039-0000337130

1 entirety and in substantial part the following registered copyrights asserted in the Second

2 Amended Complaint, as to which Oracle contends that it is the legal or beneficial owner of an

3 exclusive right:

Title of Work	Date of Registration	Registration Number
PeopleSoft Financials, Distribution & Manufacturing 7.5	December 15, 1998	TX 4-792-574
PeopleSoft HRMS 7.5	December 15, 1998	TX 4-792-575
PeopleSoft 7.0 financials, distribution & manufacturing 7.0	December 15, 1998	TX 4-792-576
PeopleSoft HRMS 7.0	December 15, 1998	TX 4-792-577
PeopleTools 7.5	November 20, 1998	TX 4-792-578
Oracle 8i Enterprise Edition, release 2 (8.1.6)	February 2, 2001	TX 5-222-106
PeopleTools 8.10	September 5, 2000	TX 5-266-221
PeopleSoft Financials and Supply Chain Management (FIN/SCM) 8.0	November 20, 2000	TX 5-291-439
PeopleSoft 8 Financials and Supply Chain Management PeopleBooks	November 28, 2000	TX 5-311-637
PeopleSoft 8 HRMS PeopleBooks	November 28, 2000	TX 5-311-638
PeopleSoft 8 EPM SP3	March 30, 2001	TX 5-345-698
PeopleSoft 8 Student Administration Solutions PeopleBooks	November 30, 2001	TX 5-431-290
PeopleSoft 8 Customer Relationship Management	September 27, 2001	TX 5-456-777
PeopleSoft 8 Customer Relationship Management PeopleBooks	September 27, 2001	TX 5-456-778
PeopleSoft 8 Financials and Supply Chain Management: Service Pack 2	September 27, 2001	TX 5-456-780
PeopleSoft 8 Promotions Management, Collaborative Supply Management, eRFQ, Supplier Connection, and Supply Chain Portal Pack PeopleBooks	September 27, 2001	TX 5-456-781
PeopleSoft 8.3 HRMS PeopleBooks	February 1, 2002	TX 5-469-031
PeopleSoft 8.3 HRMS	February 1, 2002	TX 5-469-032
PeopleSoft 8.3 Enterprise Performance Management	March 11, 2002	TX 5-485-839
PeopleSoft 8.3 Enterprise Performance Management PeopleBooks	March 11, 2002	TX 5-485-842
PeopleSoft 8.1 Customer Relationship Management	March 20, 2002	TX 5-493-450
PeopleSoft 8 HRMS SP1	March 26, 2001	TX 5-501-312
PeopleSoft 8 FIN/SCM SP1	March 26, 2001	TX 5-501-313
PeopleSoft 8.4 Customer Relationship Management PeopleBooks	August 7, 2002	TX 5-586-236
PeopleSoft 8.4 Financials and Supply Chain Management PeopleBooks	August 5, 2002	TX 5-586-246
PeopleSoft 8.4 Financials and Supply Chain Management	August 5, 2002	TX 5-586-247
PeopleTools 8.4	August 5, 2002	TX 5-586-248

Title of Work	Date of Registration	Registration Number
PeopleTools 8.4 PeopleBooks	August 5, 2002	TX 5-586-249
PeopleSoft 8 FIN/SCM SPI PeopleBooks	October 19, 2001	TX 5-595-355
Oracle 9i Database Enterprise: Edition Release 2	June 13, 2003	TX 5-673-282
PeopleSoft 8.1 Customer Relationship Management PeopleBooks	March 20, 2002	TX 5-733-209
PeopleSoft 8.8 Enterprise Performance Management	June 11, 2004	TX 5-993-616
PeopleSoft 8.8 Customer Relationship Management	June 11, 2004	TX 6-015-317
PeopleSoft 8.8 HRMS	June 11, 2004	TX 6-093-947
ESU for JDE EnterpriseOne 8.11 SP1	April 26, 2007	TX 6-541-027
Initial release of JDE EnterpriseOne 8.11	April 26, 2007	TX 6-541-028
Initial release of JDE World A7.3	April 26, 2007	TX 6-541-029
Initial release of JDE World A9.1	April 26, 2007	TX 6-541-030
Cumulative Update 16 for JDE World A7.3	April 26, 2007	TX 6-541-031
Cumulative Update 2 for JDE EnterpriseOne 8.10	April 26, 2007	TX 6-541-032
Initial release of JDE EnterpriseOne XE	April 26, 2007	TX 6-541-033
Cumulative Update 1 for JDE EnterpriseOne 8.0	April 26, 2007	TX 6-541-034
Initial release of JDE EnterpriseOne 8.10	April 26, 2007	TX 6-541-038
Cumulative Update 1 for JDE EnterpriseOne 8.11 SP1	April 26, 2007	TX 6-541-039
Initial release of JDE EnterpriseOne 8.11 SP1	April 26, 2007	TX 6-541-040
Initial release of JDE EnterpriseOne 8.12	April 26, 2007	TX 6-541-041
Cumulative Update 1 for JDE EnterpriseOne 8.12	April 26, 2007	TX 6-541-042
Code Change for JDE World A8.1	April 26, 2007	TX 6-541-044
ESU for JDE EnterpriseOne 8.12	April 26, 2007	TX 6-541-045
Initial release of JDE World A8.1	April 26, 2007	TX 6-541-047
Cumulative Update 8 for JDE EnterpriseOne Xe	April 26, 2007	TX 6-541-048
Initial release of JDE EnterpriseOne 8.9	April 26, 2007	TX 6-541-049
Initial release of JDE EnterpriseOne 8.0	April 26, 2007	TX 6-541-050
Cumulative Update 6 for JDE World A8.1	May 1, 2007	TX 6-545-421
Oracle Database 10g: Release 1	January 16, 2009	TX 6-938-648
Siebel 7.0.5 Initial Release and Documentation	June 29, 2009	TX 6-941-988
Siebel 6.3 Initial Release and Documentation	June 29, 2009	TX 6-941-989
Siebel 7.5.2 Initial Release and Documentation	June 29, 2009	TX 6-941-990
Siebel 7.7.1 Initial Release and Documentation	June 29, 2009	TX 6-941-993
Siebel 7.8 Initial Release and Documentation	June 29, 2009	TX 6-941-995
Siebel 8.0 Initial Release and	June 29, 2009	TX 6-942-000

10

ORACLE'S RESPONSES TO RIMINI STREET'S FIFTH SET OF INTERROGATORIES (NO. 17-40)

A/74544539.4/2021039-0000337130

Title of Work	Date of Registration	Registration Number
Documentation		
Siebel 8.1.1 Initial Release and Documentation	June 29, 2009	TX 6-942-001
Oracle Database 10g: Release 2	June 29, 2009	TX 6-942-003
Initial release of JDE EnterpriseOne 9.0	January 15, 2010	TX 7-041-256
Cumulative Update 1 for JDE EnterpriseOne 9.0	January 15, 2010	TX 7-041-267
Cumulative Update 3 for JDE EnterpriseOne 8.12	January 15, 2010	TX 7-041-278
Initial release of JDE World A9.2	January 15, 2010	TX 7-041-290
PeopleSoft Customer Relationship Management 9.1	February 10, 2010	TX 7-063-653
PeopleSoft Customer Relationship Management 8.8 SP1	February 10, 2010	TX 7-063-664
PeopleSoft Customer Relationship Management 8.9	February 10, 2010	TX 7-063-668
PeopleSoft Enterprise Performance Management 8.9	February 10, 2010	TX 7-063-672
PeopleSoft Enterprise Performance Management 9.0	February 10, 2010	TX 7-063-679
PeopleSoft Enterprise Performance Management 8.8 SP2	February 10, 2010	TX 7-063-683
PeopleSoft Financials and Supply Chain Management 8.8	February 10, 2010	TX 7-063-688
PeopleSoft Financials and Supply Chain Management 8.8 SP1	February 11, 2010	TX 7-065-319
PeopleSoft Financials and Supply Chain Management 8.9	February 11, 2010	TX 7-065-332
PeopleSoft Financials and Supply Chain Management 9.0	February 11, 2010	TX 7-065-354
PeopleSoft Financials and Supply Chain Management 9.1	February 11, 2010	TX 7-065-357
PeopleSoft Customer Relationship Management 9.0	February 10, 2010	TX 7-065-371
PeopleSoft HRMS 8.8 SP1	February 10, 2010	TX 7-065-376
PeopleSoft HRMS 8.9	February 10, 2010	TX 7-065-381
PeopleSoft HRMS 9.0	February 10, 2010	TX 7-065-386
PeopleSoft HRMS 9.1	February 10, 2010	TX 7-065-398
PeopleSoft Student Administration Solutions 8.0 SP1	February 24, 2010	TX 7-077-447
PeopleSoft Campus Solutions 8.9	February 24, 2010	TX 7-077-451
PeopleSoft Campus Solutions 9.0	February 24, 2010	TX 7-077-460
PeopleTools 8.42	March 8, 2010	TX 7-092-406
PeopleTools 8.44	March 8, 2010	TX 7-092-583
PeopleTools 8.43	March 8, 2010	TX 7-092-603
PeopleTools 8.45	March 8, 2010	TX 7-092-617
PeopleTools 8.50	March 8, 2010	TX 7-092-757
PeopleTools 8.46	March 8, 2010	TX 7-092-772
PeopleTools 8.47	March 8, 2010	TX 7-092-797

11

Title of Work	Date of Registration	Registration Number
PeopleTools 8.48	March 8, 2010	TX 7-092-819
PeopleTools 8.49	March 8, 2010	TX 7-092-855
Oracle Database 11g Release 1	March 24, 2011	TX 7-324-157
Oracle Database 11g Release 2	March 24, 2011	TX 7-324-158
Database of Documentary Customer Support Materials for Siebel Software	July 1, 2009	Txu1-607-453
Database of Documentary Customer Support Materials for PeopleSoft Software	July 1, 2009	Txu1-607-454
Database of Documentary Customer Support Materials for J.D. Edwards Software	July 1, 2009	TXu1-607-455

Oracle's investigation as to Rimini Street's creation of derivative works that incorporate other registered copyrights is ongoing. Oracle further contends that Rimini Street has created derivative works that incorporate additional copyrights as to which Oracle contends that it is the legal or beneficial owner of an exclusive right and that were not registered on the day that the Second Amended Complaint was filed.

Rimini Street has infringed Oracle's exclusive right to create derivative works in these copyrighted works through actions including but not limited to modifying existing, copyrighted source code; embedding of existing, copyrighted source code into new works; re-factoring of existing, copyrighted source code; re-architecting of existing, copyrighted source code; creating new source or object code that can extend or modify the features or functionality of existing, copyrighted software; modifying existing, database-resident, copyrighted content; creating new database content that can extend or modify the features or functionality of existing, copyrighted software; altering or extending existing, copyrighted database schemas; modifying existing, copyrighted user interfaces; creating new user interfaces that can extend or modify the features and functionality of existing, copyrighted software; applying infringing or unlicensed updates to existing, copyrighted software; modifying existing, copyrighted documentation, white papers, user guides or release notes; embedding existing, copyrighted documentation, white papers, user guides or release notes into new works; and, translating existing, copyrighted materials.

Distribution

Oracle contends that Rimini Street has distributed the following registered copyrights asserted in the Second Amended Complaint as to which Oracle contends that it is the legal or beneficial owner of an exclusive right, in their entirety and in substantial part:

Title of Work	Date of Registration	Registration Number
PeopleSoft Financials, Distribution & Manufacturing 7.5	December 15, 1998	TX 4-792-574
PeopleSoft HRMS 7.5	December 15, 1998	TX 4-792-575
PeopleSoft 7.0 financials, distribution & manufacturing 7.0	December 15, 1998	TX 4-792-576
PeopleSoft HRMS 7.0	December 15, 1998	TX 4-792-577
PeopleTools 7.5	November 20, 1998	TX 4-792-578
Oracle 8i Enterprise Edition, release 2 (8.1.6)	February 2, 2001	TX 5-222-106
PeopleTools 8.10	September 5, 2000	TX 5-266-221
PeopleSoft Financials and Supply Chain Management (FIN/SCM) 8.0	November 20, 2000	TX 5-291-439
PeopleSoft 8 Financials and Supply Chain Management PeopleBooks	November 28, 2000	TX 5-311-637
PeopleSoft 8 HRMS PeopleBooks	November 28, 2000	TX 5-311-638
PeopleSoft 8 EPM SP3	March 30, 2001	TX 5-345-698
PeopleSoft 8 Student Administration Solutions PeopleBooks	November 30, 2001	TX 5-431-290
PeopleSoft 8 Customer Relationship Management	September 27, 2001	TX 5-456-777
PeopleSoft 8 Customer Relationship Management PeopleBooks	September 27, 2001	TX 5-456-778
PeopleSoft 8 Financials and Supply Chain Management: Service Pack 2	September 27, 2001	TX 5-456-780
PeopleSoft 8 Promotions Management, Collaborative Supply Management, eRFQ, Supplier Connection, and Supply Chain Portal Pack PeopleBooks	September 27, 2001	TX 5-456-781
PeopleSoft 8.3 HRMS PeopleBooks	February 1, 2002	TX 5-469-031
PeopleSoft 8.3 HRMS	February 1, 2002	TX 5-469-032
PeopleSoft 8.3 Enterprise Performance Management	March 11, 2002	TX 5-485-839
PeopleSoft 8.3 Enterprise Performance Management PeopleBooks	March 11, 2002	TX 5-485-842
PeopleSoft 8.1 Customer Relationship Management	March 20, 2002	TX 5-493-450
PeopleSoft 8 HRMS SP1	March 26, 2001	TX 5-501-312
PeopleSoft 8 FIN/SCM SP1	March 26, 2001	TX 5-501-313
PeopleSoft 8.4 Customer Relationship Management PeopleBooks	August 7, 2002	TX 5-586-236
PeopleSoft 8.4 Financials and Supply Chain	August 5, 2002	TX 5-586-246

13

Title of Work	Date of Registration	Registration Number
Management PeopleBooks		
PeopleSoft 8.4 Financials and Supply Chain Management	August 5, 2002	TX 5-586-247
PeopleTools 8.4	August 5, 2002	TX 5-586-248
PeopleTools 8.4 PeopleBooks	August 5, 2002	TX 5-586-249
PeopleSoft 8 FIN/SCM SPI PeopleBooks	October 19, 2001	TX 5-595-355
Oracle 9i Database Enterprise: Edition Release 2	June 13, 2003	TX 5-673-282
PeopleSoft 8.1 Customer Relationship Management PeopleBooks	March 20, 2002	TX 5-733-209
PeopleSoft 8.8 Enterprise Performance Management	June 11, 2004	TX 5-993-616
PeopleSoft 8.8 Customer Relationship Management	June 11, 2004	TX 6-015-317
PeopleSoft 8.8 HRMS	June 11, 2004	TX 6-093-947
ESU for JDE EnterpriseOne 8.11 SP1	April 26, 2007	TX 6-541-027
Initial release of JDE EnterpriseOne 8.11	April 26, 2007	TX 6-541-028
Initial release of JDE World A7.3	April 26, 2007	TX 6-541-029
Initial release of JDE World A9.1	April 26, 2007	TX 6-541-030
Cumulative Update 16 for JDE World A7.3	April 26, 2007	TX 6-541-031
Cumulative Update 2 for JDE EnterpriseOne 8.10	April 26, 2007	TX 6-541-032
Initial release of JDE EnterpriseOne XE	April 26, 2007	TX 6-541-033
Cumulative Update 1 for JDE EnterpriseOne 8.0	April 26, 2007	TX 6-541-034
Initial release of JDE EnterpriseOne 8.10	April 26, 2007	TX 6-541-038
Cumulative Update 1 for JDE EnterpriseOne 8.11 SP1	April 26, 2007	TX 6-541-039
Initial release of JDE EnterpriseOne 8.11 SP1	April 26, 2007	TX 6-541-040
Initial release of JDE EnterpriseOne 8.12	April 26, 2007	TX 6-541-041
Cumulative Update 1 for JDE EnterpriseOne 8.12	April 26, 2007	TX 6-541-042
Code Change for JDE World A8.1	April 26, 2007	TX 6-541-044
ESU for JDE EnterpriseOne 8.12	April 26, 2007	TX 6-541-045
Initial release of JDE World A8.1	April 26, 2007	TX 6-541-047
Cumulative Update 8 for JDE EnterpriseOne Xe	April 26, 2007	TX 6-541-048
Initial release of JDE EnterpriseOne 8.9	April 26, 2007	TX 6-541-049
Initial release of JDE EnterpriseOne 8.0	April 26, 2007	TX 6-541-050
Cumulative Update 6 for JDE World A8.1	May 1, 2007	TX 6-545-421
Oracle Database 10g: Release 1	January 16, 2009	TX 6-938-648
Siebel 7.0.5 Initial Release and Documentation	June 29, 2009	TX 6-941-988
Siebel 6.3 Initial Release and Documentation	June 29, 2009	TX 6-941-989

14

Title of Work	Date of Registration	Registration Number
Siebel 7.5.2 Initial Release and Documentation	June 29, 2009	TX 6-941-990
Siebel 7.7.1 Initial Release and Documentation	June 29, 2009	TX 6-941-993
Siebel 7.8 Initial Release and Documentation	June 29, 2009	TX 6-941-995
Siebel 8.0 Initial Release and Documentation	June 29, 2009	TX 6-942-000
Siebel 8.1.1 Initial Release and Documentation	June 29, 2009	TX 6-942-001
Oracle Database 10g: Release 2	June 29, 2009	TX 6-942-003
Initial release of JDE EnterpriseOne 9.0	January 15, 2010	TX 7-041-256
Cumulative Update 1 for JDE EnterpriseOne 9.0	January 15, 2010	TX 7-041-267
Cumulative Update 3 for JDE EnterpriseOne 8.12	January 15, 2010	TX 7-041-278
Initial release of JDE World A9.2	January 15, 2010	TX 7-041-290
PeopleSoft Customer Relationship Management 9.1	February 10, 2010	TX 7-063-653
PeopleSoft Customer Relationship Management 8.8 SP1	February 10, 2010	TX 7-063-664
PeopleSoft Customer Relationship Management 8.9	February 10, 2010	TX 7-063-668
PeopleSoft Enterprise Performance Management 8.9	February 10, 2010	TX 7-063-672
PeopleSoft Enterprise Performance Management 9.0	February 10, 2010	TX 7-063-679
PeopleSoft Enterprise Performance Management 8.8 SP2	February 10, 2010	TX 7-063-683
PeopleSoft Financials and Supply Chain Management 8.8	February 10, 2010	TX 7-063-688
PeopleSoft Financials and Supply Chain Management 8.8 SP1	February 11, 2010	TX 7-065-319
PeopleSoft Financials and Supply Chain Management 8.9	February 11, 2010	TX 7-065-332
PeopleSoft Financials and Supply Chain Management 9.0	February 11, 2010	TX 7-065-354
PeopleSoft Financials and Supply Chain Management 9.1	February 11, 2010	TX 7-065-357
PeopleSoft Customer Relationship Management 9.0	February 10, 2010	TX 7-065-371
PeopleSoft HRMS 8.8 SP1	February 10, 2010	TX 7-065-376
PeopleSoft HRMS 8.9	February 10, 2010	TX 7-065-381
PeopleSoft HRMS 9.0	February 10, 2010	TX 7-065-386
PeopleSoft HRMS 9.1	February 10, 2010	TX 7-065-398
PeopleSoft Student Administration Solutions 8.0 SP1	February 24, 2010	TX 7-077-447
PeopleSoft Campus Solutions 8.9	February 24, 2010	TX 7-077-451

15

Title of Work	Date of Registration	Registration Number
PeopleSoft Campus Solutions 9.0	February 24, 2010	TX 7-077-460
PeopleTools 8.42	March 8, 2010	TX 7-092-406
PeopleTools 8.44	March 8, 2010	TX 7-092-583
PeopleTools 8.43	March 8, 2010	TX 7-092-603
PeopleTools 8.45	March 8, 2010	TX 7-092-617
PeopleTools 8.50	March 8, 2010	TX 7-092-757
PeopleTools 8.46	March 8, 2010	TX 7-092-772
PeopleTools 8.47	March 8, 2010	TX 7-092-797
PeopleTools 8.48	March 8, 2010	TX 7-092-819
PeopleTools 8.49	March 8, 2010	TX 7-092-855
Oracle Database 11g Release 1	March 24, 2011	TX 7-324-157
Oracle Database 11g Release 2	March 24, 2011	TX 7-324-158
Database of Documentary Customer Support Materials for Siebel Software	July 1, 2009	Txu1-607-453
Database of Documentary Customer Support Materials for PeopleSoft Software	July 1, 2009	Txu1-607-454
Database of Documentary Customer Support Materials for J.D. Edwards Software	July 1, 2009	TXu1-607-455

Oracle's investigation as to Rimini Street's distribution of other registered copyrights is ongoing. Oracle further contends that Rimini Street has distributed additional copyrights as to which Oracle contends that it is the legal or beneficial owner of an exclusive right and that were not registered on the day that the Second Amended Complaint was filed.

Rimini Street has infringed Oracle's exclusive right to distribution in these copyrighted works through actions including but not limited to transmitting via physical media (such as tape, CD or DVD); transmitting via e-mail; transmitting via instant message; transmitting via Web conference; transmitting via FTP; transmitting via VPN; making available for download; and, exporting infringing or unlicensed copies from the United States.

Public display

Oracle contends that Rimini Street has publicly displayed the following registered copyrights asserted in the Second Amended Complaint as to which Oracle contends that it is the legal or beneficial owner of an exclusive right, in their entirety and in substantial part:

Title of Work	Date of Registration	Registration Number

16

Title of Work	Date of Registration	Registration Number
PeopleSoft Financials, Distribution & Manufacturing 7.5	December 15, 1998	TX 4-792-574
PeopleSoft HRMS 7.5	December 15, 1998	TX 4-792-575
PeopleSoft 7.0 financials, distribution & manufacturing 7.0	December 15, 1998	TX 4-792-576
PeopleSoft HRMS 7.0	December 15, 1998	TX 4-792-577
PeopleTools 7.5	November 20, 1998	TX 4-792-578
Oracle 8i Enterprise Edition, release 2 (8.1.6)	February 2, 2001	TX 5-222-106
PeopleTools 8.10	September 5, 2000	TX 5-266-221
PeopleSoft Financials and Supply Chain Management (FIN/SCM) 8.0	November 20, 2000	TX 5-291-439
PeopleSoft 8 Financials and Supply Chain Management PeopleBooks	November 28, 2000	TX 5-311-637
PeopleSoft 8 HRMS PeopleBooks	November 28, 2000	TX 5-311-638
PeopleSoft 8 EPM SP3	March 30, 2001	TX 5-345-698
PeopleSoft 8 Student Administration Solutions PeopleBooks	November 30, 2001	TX 5-431-290
PeopleSoft 8 Customer Relationship Management	September 27, 2001	TX 5-456-777
PeopleSoft 8 Customer Relationship Management PeopleBooks	September 27, 2001	TX 5-456-778
PeopleSoft 8 Financials and Supply Chain Management: Service Pack 2	September 27, 2001	TX 5-456-780
PeopleSoft 8 Promotions Management, Collaborative Supply Management, eRFQ, Supplier Connection, and Supply Chain Portal Pack PeopleBooks	September 27, 2001	TX 5-456-781
PeopleSoft 8.3 HRMS PeopleBooks	February 1, 2002	TX 5-469-031
PeopleSoft 8.3 HRMS	February 1, 2002	TX 5-469-032
PeopleSoft 8.3 Enterprise Performance Management	March 11, 2002	TX 5-485-839
PeopleSoft 8.3 Enterprise Performance Management PeopleBooks	March 11, 2002	TX 5-485-842
PeopleSoft 8.1 Customer Relationship Management	March 20, 2002	TX 5-493-450
PeopleSoft 8 HRMS SP1	March 26, 2001	TX 5-501-312
PeopleSoft 8 FIN/SCM SP1	March 26, 2001	TX 5-501-313
PeopleSoft 8.4 Customer Relationship Management PeopleBooks	August 7, 2002	TX 5-586-236
PeopleSoft 8.4 Financials and Supply Chain Management PeopleBooks	August 5, 2002	TX 5-586-246
PeopleSoft 8.4 Financials and Supply Chain Management	August 5, 2002	TX 5-586-247
PeopleTools 8.4	August 5, 2002	TX 5-586-248
PeopleTools 8.4 PeopleBooks	August 5, 2002	TX 5-586-249
PeopleSoft 8 FIN/SCM SPI PeopleBooks	October 19, 2001	TX 5-595-355

ORACLE'S RESPONSES TO RIMINI STREET'S FIFTH SET OF INTERROGATORIES (NO. 17-40)

A/74544539.4/2021039-0000337130

Title of Work	Date of Registration	Registration Number
Oracle 9i Database Enterprise: Edition Release 2	June 13, 2003	TX 5-673-282
PeopleSoft 8.1 Customer Relationship Management PeopleBooks	March 20, 2002	TX 5-733-209
PeopleSoft 8.8 Enterprise Performance Management	June 11, 2004	TX 5-993-616
PeopleSoft 8.8 Customer Relationship Management	June 11, 2004	TX 6-015-317
PeopleSoft 8.8 HRMS	June 11, 2004	TX 6-093-947
ESU for JDE EnterpriseOne 8.11 SP1	April 26, 2007	TX 6-541-027
Initial release of JDE EnterpriseOne 8.11	April 26, 2007	TX 6-541-028
Initial release of JDE World A7.3	April 26, 2007	TX 6-541-029
Initial release of JDE World A9.1	April 26, 2007	TX 6-541-030
Cumulative Update 16 for JDE World A7.3	April 26, 2007	TX 6-541-031
Cumulative Update 2 for JDE EnterpriseOne 8.10	April 26, 2007	TX 6-541-032
Initial release of JDE EnterpriseOne XE	April 26, 2007	TX 6-541-033
Cumulative Update 1 for JDE EnterpriseOne 8.0	April 26, 2007	TX 6-541-034
Initial release of JDE EnterpriseOne 8.10	April 26, 2007	TX 6-541-038
Cumulative Update 1 for JDE EnterpriseOne 8.11 SP1	April 26, 2007	TX 6-541-039
Initial release of JDE EnterpriseOne 8.11 SP1	April 26, 2007	TX 6-541-040
Initial release of JDE EnterpriseOne 8.12	April 26, 2007	TX 6-541-041
Cumulative Update 1 for JDE EnterpriseOne 8.12	April 26, 2007	TX 6-541-042
Code Change for JDE World A8.1	April 26, 2007	TX 6-541-044
ESU for JDE EnterpriseOne 8.12	April 26, 2007	TX 6-541-045
Initial release of JDE World A8.1	April 26, 2007	TX 6-541-047
Cumulative Update 8 for JDE EnterpriseOne Xe	April 26, 2007	TX 6-541-048
Initial release of JDE EnterpriseOne 8.9	April 26, 2007	TX 6-541-049
Initial release of JDE EnterpriseOne 8.0	April 26, 2007	TX 6-541-050
Cumulative Update 6 for JDE World A8.1	May 1, 2007	TX 6-545-421
Oracle Database 10g: Release 1	January 16, 2009	TX 6-938-648
Siebel 7.0.5 Initial Release and Documentation	June 29, 2009	TX 6-941-988
Siebel 6.3 Initial Release and Documentation	June 29, 2009	TX 6-941-989
Siebel 7.5.2 Initial Release and Documentation	June 29, 2009	TX 6-941-990
Siebel 7.7.1 Initial Release and Documentation	June 29, 2009	TX 6-941-993
Siebel 7.8 Initial Release and Documentation	June 29, 2009	TX 6-941-995

ORACLE'S RESPONSES TO RIMINI STREET'S FIFTH SET OF INTERROGATORIES (NO. 17-40)

A/74544539.4/2021039-0000337130

Title of Work	Date of Registration	Registration Number
Siebel 8.0 Initial Release and Documentation	June 29, 2009	TX 6-942-000
Siebel 8.1.1 Initial Release and Documentation	June 29, 2009	TX 6-942-001
Oracle Database 10g: Release 2	June 29, 2009	TX 6-942-003
Initial release of JDE EnterpriseOne 9.0	January 15, 2010	TX 7-041-256
Cumulative Update 1 for JDE EnterpriseOne 9.0	January 15, 2010	TX 7-041-267
Cumulative Update 3 for JDE EnterpriseOne 8.12	January 15, 2010	TX 7-041-278
Initial release of JDE World A9.2	January 15, 2010	TX 7-041-290
PeopleSoft Customer Relationship Management 9.1	February 10, 2010	TX 7-063-653
PeopleSoft Customer Relationship Management 8.8 SP1	February 10, 2010	TX 7-063-664
PeopleSoft Customer Relationship Management 8.9	February 10, 2010	TX 7-063-668
PeopleSoft Enterprise Performance Management 8.9	February 10, 2010	TX 7-063-672
PeopleSoft Enterprise Performance Management 9.0	February 10, 2010	TX 7-063-679
PeopleSoft Enterprise Performance Management 8.8 SP2	February 10, 2010	TX 7-063-683
PeopleSoft Financials and Supply Chain Management 8.8	February 10, 2010	TX 7-063-688
PeopleSoft Financials and Supply Chain Management 8.8 SP1	February 11, 2010	TX 7-065-319
PeopleSoft Financials and Supply Chain Management 8.9	February 11, 2010	TX 7-065-332
PeopleSoft Financials and Supply Chain Management 9.0	February 11, 2010	TX 7-065-354
PeopleSoft Financials and Supply Chain Management 9.1	February 11, 2010	TX 7-065-357
PeopleSoft Customer Relationship Management 9.0	February 10, 2010	TX 7-065-371
PeopleSoft HRMS 8.8 SP1	February 10, 2010	TX 7-065-376
PeopleSoft HRMS 8.9	February 10, 2010	TX 7-065-381
PeopleSoft HRMS 9.0	February 10, 2010	TX 7-065-386
PeopleSoft HRMS 9.1	February 10, 2010	TX 7-065-398
PeopleSoft Student Administration Solutions 8.0 SP1	February 24, 2010	TX 7-077-447
PeopleSoft Campus Solutions 8.9	February 24, 2010	TX 7-077-451
PeopleSoft Campus Solutions 9.0	February 24, 2010	TX 7-077-460
PeopleTools 8.42	March 8, 2010	TX 7-092-406
PeopleTools 8.44	March 8, 2010	TX 7-092-583
PeopleTools 8.43	March 8, 2010	TX 7-092-603
PeopleTools 8.45	March 8, 2010	TX 7-092-617

19

Title of Work	Date of Registration	Registration Number
PeopleTools 8.50	March 8, 2010	TX 7-092-757
PeopleTools 8.46	March 8, 2010	TX 7-092-772
PeopleTools 8.47	March 8, 2010	TX 7-092-797
PeopleTools 8.48	March 8, 2010	TX 7-092-819
PeopleTools 8.49	March 8, 2010	TX 7-092-855
Oracle Database 11g Release 1	March 24, 2011	TX 7-324-157
Oracle Database 11g Release 2	March 24, 2011	TX 7-324-158
Database of Documentary Customer Support Materials for Siebel Software	July 1, 2009	Txu1-607-453
Database of Documentary Customer Support Materials for PeopleSoft Software	July 1, 2009	Txu1-607-454
Database of Documentary Customer Support Materials for J.D. Edwards Software	July 1, 2009	TXu1-607-455

Oracle's investigation as to Rimini Street's public display of other registered copyrights is ongoing. Oracle further contends that Rimini Street has publicly displayed additional copyrights as to which Oracle contends that it is the legal or beneficial owner of an exclusive right and that were not registered on the day that the Second Amended Complaint was filed.

Rimini Street has infringed Oracle's exclusive right to public display in these copyrighted works through actions including but not limited to making copyrighted materials available on Rimini Street's computer systems; and, demonstrating Oracle's copyrighted software.

INTERROGATORY NO. 18:

For each of the copyrighted works at issue, identify any instance in which Oracle contends that Rimini Street provided the copyrighted work to a customer whose license did not authorize that customer to access or use the protected expression, when the instance occurred, how Rimini provided the protected expression to the customer, and whether Oracle took any action in connection with the alleged instance.

RESPONSE TO INTERROGATORY NO. 18:

In addition to its General Objections, which Oracle incorporates here by reference, Oracle objects to Rimini Street's attempt to shift Rimini Street's burden as to its affirmative license defenses to Oracle. Rimini Street, not Oracle, has the ultimate burden of proof on whether any

20

1   objects that the terms "functionality," "search functionality," "user interface," "interface

2   features," "content," are vague and ambiguous.

3   Subject to and without waiving those objections, pursuant to Fed. R. Civ. P. 33(d), Oracle

4   refers to documents produced or to be produced with Bates numbers ORCLRS1325343 to

5   ORCLRS1325434. These documents generally show the functionality and user interface of

6   Metalink 3 in the relevant period, including the search functionality and the changes in

7   functionality from the Customer Connection system.

8

9   DATED: November 21, 2011

10

11   By: /s/

12   Thomas S. Hixson
                           Attorneys for Plaintiffs Oracle USA, Inc., Oracle
                            America, Inc., and Oracle International Corp.

13

14

15

16

17

18

19

20

21

22

23

24

25

26

27

28

ORACLE'S RESPONSES TO RIMINI STREET'S FIFTH SET OF INTERROGATORIES (NO. 17-40)

A/74544539.4/2021039-0000337130